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7  
8 Attorneys for Defendant  
9 AHDI M. NASHASHIBI

10 UNITED STATES DISTRICT COURT

11 FOR THE NORTHERN DISTRICT OF CALIFORNIA

12 UNITED STATES OF AMERICA,

13 Case No: CR-05-00395 CRB

14 Plaintiff,

15 vs.  
16 YOUNG JOON YANG, et al.  
17 Defendants.

STIPULATION TO EXONERATE BOND  
OF AHDI M. NASHASHIBI AND  
RECONVEY REAL PROPERTY SECURITY  
AND RETURN PASSPORTS AND ORDER

18 STIPULATION

19 Whereas, Ahdi M. Nashashibi was named as a defendant in the  
above entitled action.

20 And whereas, as a condition of Mr. Nashashibi's release from  
21 custody, on July 1, 2005, the Court ordered Mr. Nashashibi to  
22 surrender his passports to the Court and to post as security the  
23 real property located at 550-560 Divisadero Street in San  
Francisco.

24 And whereas, on July 1, 2005, Mr. Nashashibi surrendered his  
25 passports to the Court.

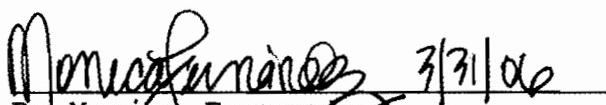
1           And whereas, Ibtisam Nashashibi, Mr. Nashashibi's wife served  
2 as a third-party surety on Mr. Nashashibi's bail bond.

3           And whereas, on August 29, 2005, Mr. Nashashibi and Mrs.  
4 Nashashibi, as trustees of the Nashashibi Family Trust pledged and  
5 thereafter recorded the deed of trust as security for Mr.  
6 Nashashibi's release, copies of which are attached hereto as  
7 Exhibit A.

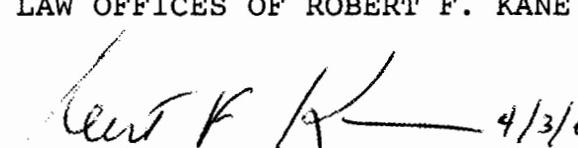
8           And whereas, on January 30, 20006, this Court dismissed the  
9 indictment as to Mr. Nashashibi.

10         Therefore, it is stipulated between the parties that the deed  
11 of trust given as security on the real property located at 5  
12 Divisadero is to be reconveyed to the Nashashibi Family Trust  
13 pursuant to the deed of recoveyance attached hereto as Exhibit B  
14 and to execute any other documents necessary to accomplish the  
15 foregoing, Mr. Nashashibi's passports are to be returned to him  
16 and Mr. Nashashibi's bail is exonerated and Mrs. Nashashibi is  
17 discharged as third-party surety on his bail bond.

18  
19 KEVIN V. RYAN  
United States Attorney

20  3/31/06  
21 By Monica Fernandez  
22 Assistant United States Attorney  
23 Attorneys for Plaintiff  
24 UNITED STATES OF AMERICA

LAW OFFICES OF ROBERT F. KANE

25  4/3/06  
26 By Robert F. Kane  
Attorney for Defendant  
AHDI NASHASHIBI

24 ORDER

25 PURSUANT TO THE STIPULATION OF THE PARTIES AND GOOD CAUSE  
26 APPEARING, it is hereby ordered that upon presentation of this

1 Order, the Clerk of the Court shall:

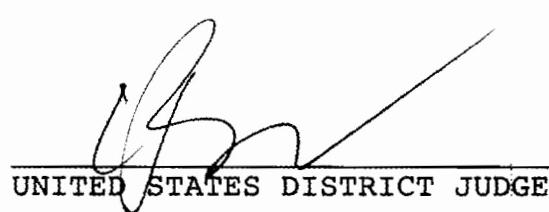
2 1. Return Ahdi Nashashibi's passports to him or to his  
3 counsel, Robert F. Kane.

4 2. Take all necessary steps and complete all documents to  
5 reconvey the deed of trust given on 550-560 Divisadero back to the  
6 Nashashibi Family Trust, including duly executing the reconveyance  
7 a copy of which is attached hereto as Exhibit B.

8 3. Ahdi Nashashibi's bail is exonerated.

9 4. Ibstisam Nashashibi is discharged as third-party surety  
10 on his bail bond.

11 DATED: April 7, 2006

12   
13 UNITED STATES DISTRICT JUDGE

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RECORDING REQUESTED BY

Robert F. Kane

AND WHEN RECORDED MAIL THIS DEED AND, UNLESS  
OTHERWISE SHOWN BELOW, MAIL TAX STATEMENT TO:

NAME **Richard W. Wiegking, Clerk**  
 STREET **United States District Court**  
 ADDRESS **Northern District of California**  
 CITY, STATE & **450 Golden Gate Avenue**  
 ZIP CODE **San Francisco, CA 94102**

TITLE ORDER NO. \_\_\_\_\_ ESCROW NO. \_\_\_\_\_

CONFORMED COPY of document recorded on,

**09/08/2005, 2005I026611**

as No. \_\_\_\_\_

This document has not been compared with the original  
**SAN FRANCISCO ASSESSOR RECORDER**

SPACE ABOVE THIS LINE FOR RECORDER'S USE

**SHORT FORM DEED OF TRUST AND ASSIGNMENT OF RENTS (With Future Borrowing Clause)**

incorporating by reference certain provisions of a fictitious deed of trust of record

**This Deed of Trust, Made this**day of **August, 2005**

, between

AHD M. NASHASHIBI AND IBTISAM NASHASHIBI AS TRUSTEES OF THE NASHASHIBI FAMILY TRUST,  
 whose address is 99 Magellan, San Francisco, CA 94116  
 (Number and Street) (City) **CALIFORNIA** (State) **CA** (Zip) **94116**

CLERK, UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA, herein called TRUSTEE, and  
 CLERK, UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA, herein called BENEFICIARY.

**WITNESSETH:** That Trustor IRREVOCABLY GRANTS, TRANSFERS AND ASSIGNS TO TRUSTEE IN TRUST, WITH POWER OF SALE, that  
 property in SAN FRANCISCO

County, California, described as:

550 - 560 Divisadero Street more particularly described in Exhibit A as attached hereto

**APN #1203-37**FOR BAIL RELEASE FOR AHD M. NASHASHIBI, U.S. V. YANG, UNITED STATES DISTRICT COURT,  
 NORTHERN DISTRICT OF CALIFORNIA, NO. 05-00395

TOGETHER WITH the rents, issues and profits thereof, SUBJECT, HOWEVER, to the right, power and authority given to and conferred upon Beneficiary by paragraph (10) of the provisions incorporated herein by reference to collect and apply such rents, issues and profits.

For the Purpose of Securing: 1. Performance of each agreement of Trustor incorporated by reference or contained herein. 2. Payment of the indebtedness evidenced by one promissory note of even date herewith, and any extension or renewal thereof, in the principal sum of \$**2,500,000.00** executed by Trustor in favor of Beneficiary or order. 3. Payment of such further sums as the then record owner of said property hereafter may borrow from Beneficiary, when evidenced by another note (or notes) reciting it is so secured.

To protect the Security of This Deed of Trust, Trustor Agrees: By the execution and delivery of this Deed of Trust and the note secured hereby, that provisions (1) to (14), inclusive, of the fictitious deed of trust recorded June 1, 1953, in the book and at the page of Official Records in the office of the county recorder of the county where said property is located, noted below opposite the name of such county, viz.:

COUNTY	BOOK	PAGE	COUNTY	BOOK	PAGE	COUNTY	BOOKPAGE	COUNTY	BOOK	PAGE	
Alameda	7043	119	Kings	558	124	Placer	629	311	Sierra	6	1
Alpine	G	65	Lake	235	108	Plumas	64	277	Siskiyou	315	114
Amador	52	393	Lassen	90	305	Riverside	1477	255	Solano	670	214
Butte	675	4	Los Angeles	41866	80	Sacramento	2420	317	Sonoma	1210	616
Calaveras	81	369	Madera	582	315	San Benito	196	295	Stanislaus	1154	443
Colusa	198	142	Marin	808	420	San Bernardino	3179	87	Sutter	397	248
Contra Costa	2133	208	Mariposa	43	242	San Diego	4874	512	Tehama	244	379
Del Norte	37	241	Mendocino	345	92	San Francisco	6165	282	Trinity	52	167
El Dorado	325	506	Merced	1110	55	San Joaquin	1528	314	Tulare	1679	106
Fresno	3313	673	Modoc	109	221	San Luis Obispo	712	43	Tuolumne	62	47
Glenn	295	536	Mono	30	343	San Mateo	2425	243	Ventura	1137+	136
Humboldt	252	449	Monterey	1458	561	Santa Barbara	1156	1	Yolo	395	302
Imperial	862	639	Napa	415	331	Santa Clara	2627	445	Yuba	179	259
Inyo	103	83	Nevada	186	337	Santa Cruz	916	153			
Kern	2070	417	Orange	2512	500	Shasta	402	1			

(which provisions, identical in all counties, are printed on pages 3 &amp; 4 hereof) hereby are adopted and incorporated herein and made a part hereof as fully as though set forth herein at length; that he will observe and perform said provisions; and that the references to property, obligations, and parties in said provisions shall be construed to refer to the property, obligations, and parties set forth in this Deed of Trust.

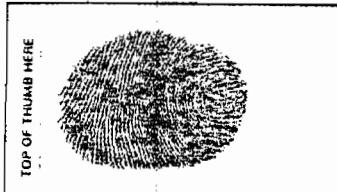
The undersigned Trustor requests that a copy of any Notice of Default and of any Notice of Sale hereunder be mailed to him at his address hereinbefore set forth.

Ibtisam Nashashibi  
 Ahd M. Nashashibi, Trustee  
 Nashashibi Family Trust  
 99 Magellan Ave.  
 San Francisco, CA 94116

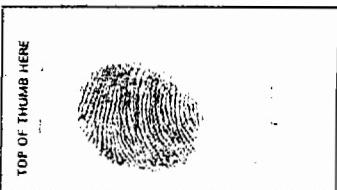
*Ibtisam Nashashibi*  
*Signature of Trustee*  
*Ahd Nashashibi*

State of California  
 County of San Francisco

RIGHT THUMPRINT (Optional)



TOP OF THUMB HERE



TOP OF THUMB HERE

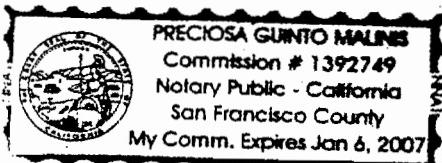
On August 29, 2005 before me, Preciosa Guinto Malinis  
 (DATE) (NAME/TITLE OF OFFICER-I.E. "JANE DOE, NOTARY PUBLIC")  
 personally appeared Sotisam Narkashit and  
 (NAME(S) OF SIGNER(S))  
Ahdil Narkashit

personally known to me -OR-

proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/ they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal:

(SIGNATURE OF NOTARY)



## CAPACITY CLAIMED BY SIGNER(S)

- INDIVIDUAL(S)  
 CORPORATE  
 OFFICERS \_\_\_\_\_  
 (TITLES)  
 PARTNER(S)  LIMITED  
 GENERAL  
 ATTORNEY IN FACT  
 TRUSTEE(S)  
 GUARDIAN/CONSERVATOR  
 OTHER \_\_\_\_\_

SIGNER IS REPRESENTING:  
 (NAME OF PERSON(S) OR ENTITY(BEIS))

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EXHIBIT "A" TO THE DEED OF TRUST

BEGINNING at the point of intersection of the southerly line of Hayes Street and the easterly line of Divisadero Street; running thence southerly and along said line of Divisadero Street 75 feet; thence at a right angle easterly 87 feet and 6 inches; thence at a right angle northerly 75 feet to the southerly line of Hayes Street; thence at a right angle westerly along said line of Hayes Street 87 feet and 6 inches; to the point of beginning.

BEING Part of Western Addition Block No. 446.

OBLIGATION

We, the undersigned, represent that (1) we are the trustees and settlors of the Nashashibi Family Trust which owns the property pledged in the attached Deed of Trust; (2) the consideration for which said Deed of Trust is pledged as security is for the release of defendant Ahdi M. Nashashibi on bail, ordered in the amount of \$2,500,000.00 (Two Million Five Hundred Thousand Dollars) in United States v. Young Juon Yang, CR. NO. 05-00395, U.S. District Court, Northern District of California; (3) WE FULLY UNDERSTAND THAT IF THE DEFENDANT FAILS TO COMPLY WITH THE TERMS OF THE BAIL ORDER, OUR PROPERTY WILL BE FORECLOSED AND WE WILL LOSE OUR PROPERTY; (4) in the event bail is exonerated in said matter, said beneficiary of the Deed of Trust is authorized and requested to execute and acknowledge the Substitution of Trustee and Reconveyance document also attached hereto; (5) in the event bail is forfeited for failure to comply with the terms of the bail order, said beneficiary is authorized to request the trustee under the Deed of Trust to proceed with foreclosure under the terms of the Deed of Trust and to submit this document together with the order forfeiting bail and the Deed of Trust as conclusive evidence of default.

Dated:

8/29/05

Ahdi. Nashashibi  
AHDI M. NASHASHIBI

Dated:

8/29/05

Ibtisam Nashashibi  
IBTISAM NASHASHIBI

**RECORDING REQUESTED BY**

AND WHEN RECORDED MAIL TO

Name Robert F. Kane, Esq.  
Street  
Address 870 Market Street, Ste. 1128  
  
City, State  
Zin San Francisco, CA 94102

SPACE ABOVE THIS LINE FOR RECORDER'S USE

## **FULL RECONVEYANCE**

Financial Title Company, a California corporation, as Trustee, or Successor Trustee, or Substituted Trustee, under Deed of Trust dated August 25, 2005.

EXECUTED BY Ahdi M. Nashashibi and Ibtisam Nashashibi as trustee of the  
Nashashibi Family Trust

and recorded as Instrument No. 2005I026611, on September 8, 2005.

in Book \_\_\_\_\_, Page \_\_\_\_\_ of Official Records in the  
Office of the Recorder of San Francisco County, California,

having been requested in writing by the holder of the obligation secured by said Deed of Trust, to reconvey the estate granted to Trustee under said Deed of Trust, does hereby reconvey to the person or persons legally entitled thereto, without warranty, all the estate, title and interest acquired by Trustee under said Deed of Trust.

Clerk, United States District Court of the Northern  
IN WITNESS WHEREOF, said District of California, trustee, has caused its corporate name and  
seal to be hereto affixed by its duly authorized officer.

STATE OF CALIFORNIA  
COUNTY OF

SS

On before me

**Notary Public, personally appeared**

Authorized Signature

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies) and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s), acted, executed the instrument.

WITNESS my hand and official seal.

**Signature**

(This area for official notarial seal)

GRANIT B. 40